

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 15, 2005

DIVISION FOUR

Court convened at 9:00 a.m.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and S. Veverka, Deputy Clerk.

Each of the following:

B175235	Atwood v. Comstock
B176310	People v. Hearon
B176979	People v. Ray
B182116	DCFS v. Sherrise B.

Argument waived, cause submitted.

B179984	People v. McCowan
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Merits:

Argued by Stephen M. Lathrop for appellant and by Ana R. Duarte for respondent. Cause submitted.

B181836	Lopez v. Board of the Regents for the University of California
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Merits:

Argued by Sylvia Bedrossian for appellant and by Bruce D. Praet for respondent. Cause submitted.

DIVISION FOUR (Continued)

B183164 Lorbeer
 v.
 Rossi, et al.

Merits:
Argued by David B. Carroll for appellant and by Mark E. Overland for respondent. Cause submitted

B180466 Jones
 v.
 Four Seasons Hotel, et al.

Merits:
Argued by Charles V. Berwanger for appellants and by Carney R. Shegerian for respondent. Cause submitted.

B183768 New York Times Company
 v.
 Superior Court, Los Angeles County
 (Wall Street Network, r.p.i.)

Merits:
Argued by Allan Gabriel for petitioner and by Scott E. Shapiro for real party in interest. Cause submitted.

B179537 ARP Pharmacy Services, Inc.
 v.
 Gallagher Bassett Services, Inc., et al.

Merits:
Argued by Janet R. Randle for appellant and by Steven B. Katz for respondents. Cause submitted.

Court recessed.

DIVISION FOUR (Continued)

Court reconvened at 1:30 p.m.

Present: Epstein, P.J., Hastings, J., Curry, J., Willhite, J. and V. Guzman, Deputy Clerk.

Each of the following:

B164528 People v. Topete
B183600 DCFS v. Richard M.

Argument waived, cause submitted.

B183670 People
 v.
 Riddle

Merits:

Argued by Richard L. Fitzer for appellant and by Sharlene A. Honnaka, Deputy Attorney General for respondent. Cause submitted.

B182620 Santillana et al.
 v.
 Sivalingam and Garfinkel

Merits:

Argued by Motaz M. Gerges for appellants and by Suzanne De Rosa for respondents. Cause submitted.

B182993 Linton
 v.
 Long Beach Unified School District

Merits:

Argued by Grace White for appellant and by Allen L. Thomas for respondent. Cause submitted.

DIVISION FOUR (Continued)

B176677 People
 v.
 Rivera

Merits:

Argued by Thomas T. Ono for appellant and by Stacy S. Schwartz, Deputy Attorney General for respondent. Cause submitted.

B177068 People
 v.
 Wheeler

Merits:

Argued by Derek L. Tabone for appellant and by Dawn Mortazari, Deputy Attorney General for respondent. Cause submitted.

B163771 Bosworth et al.
 v.
 Whitmore

Merits:

Argued by Julie L. Woods for appellant and by Edward L. Xanders for respondents. Cause submitted.

B177089 Green
 v.
 Green

Merits:

Argued by Marian H. Tully for appellant and by Jeremy B. Kline for respondent. Cause submitted.

DIVISION FOUR (Continued)

B178416 Galindo
v.
Board of Directors of Latin American Civic Association

Merits:
Argued by Richard A. Stavin for appellant and by John G. Yslas for respondents. Cause submitted.

B177811 Ingrassia
B179497 v.
Fortunato

Merits:
Argued by Kenneth J. Catanzarite for appellant and by Gary M. Feller respondent. Cause submitted.

B181880 Smith
v.
Brinker International

Merits:
Argued by William L. Hinkle for appellant and by Lester F. Aponte for respondent. Cause submitted.

Court adjourned.

B174308 People
v.
Molina

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION FOUR (Continued)

B175880 People
 v.
 Johnson et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION SIX

Court convened at 1:30 p.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J., P. McGill, Chief Deputy Clerk and G. Bents, Senior Deputy Clerk.

B175852 People v. Gleghorn

 Matter off calendar.

B179016 People v. Wang

 Argument continued to January, 2006.

Each of the following:

B174318 People v. Vargas & Miramontes
B175473 People v. Thomas
B177649 People v. Valdivia
B178040 People v. Amezcua
B178133 People v. Warwick
B178312 People v. Ponce
B178977 People v. Tezak
B179730 People v. Salvador V.
B179813 People v. Raymundo
B182991 People v. O'Neill
B183131 People v. Belasquez
B178046 People v. Crites

Argument waived, cause submitted.

DIVISION SIX (Continued)

B179507 People
 v.
 Cordova

Merits:
Argued by Susan B. Lascher for appellant and by Peggie Bradford
Tarwater, Deputy Attorney General, for respondent via video conference.
Cause submitted.

B178145 People
 v.
 Maldonado

Merits:
Argued by Guy Christophe Galambos for appellant and by Noah P. Hill,
Deputy Attorney General, for respondent via video conference. Cause
submitted.

B178646 People
 v.
 Seberiano

Merits:
Argued by Wayne C. Tobin for appellant and by Russell A. Lehman,
Deputy Attorney General, for respondent via video conference. Cause
submitted.

B178115 People
 v.
 Carrasco

Merits:
Argued by Bruce Richland for appellant and by Laura J. Hartquest, Deputy
Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (Continued)

B176158 People
 v.
 To

Merits:

Argued by Maxine Weksler for appellant and by Robert M. Snider, Deputy Attorney General, for respondent. Appellant's written request for judicial notice is granted in open court. Cause submitted.

Gilbert, P.J. left the bench.

B180251 People
 v.
 Henderson

Merits:

Argued by Ronnie Duberstein for appellant and argument previously waived by respondent. Cause submitted.

Court adjourned.

B176162 People
 v.
 Alenjandro A.

Filed order modifying opinion. (No change in judgment). Appellant's petition for rehearing is denied.

DIVISION SEVEN

B177188 Arocho
 v.
 California Fair Plan Insurance Company

Filed order denying petition for rehearing.

DIVISION SEVEN (Continued)

B170968 Myers et al., (Not for Publication)
 v.
 Fobi et al.,

The judgment is affirmed. Respondent(s) to recover costs.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

B177200 People (Not for Publication)
 v.
 Amaya

The appeal is dismissed.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

B179695 People (Not for Publication)
 v.
 Martinez

The Penal Code section 667.5, subdivision (b), enhancement stayed by the trial court is ordered stricken. As modified, the judgment is affirmed.

Perluss, P.J.

I concur: Woods, J.
I dissent: Zelon, J. (Opinion)

DIVISION SEVEN (Continued)

B175866 People
v.
Hernandez

Filed order denying petition for rehearing.

B179713 In re Sylvester C., a Minor
Los Angeles County, D.C.S.
v.
Sylvester C.

Filed submission order.

DIVISION EIGHT

B181115 People (Not for Publication)
v.
Lopez

The judgment is affirmed.

Rubin, Acting P.J.

We concur: Boland, J.
Flier, J.

B180005 People
v.
Emery

Filed order vacating submission order of Sept. 30, 2005. Cause resubmitted.

We concur: Cooper, P.J.
Rubin, J.